

REMARKS

The reference cited on the attached form PTO-892 is being called to the attention of the Examiner. It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the reference be made of record therein and appear among the "references cited" on any patent to issue therefrom.

The form is a copy of the one found in the parent application U.S. Serial Number 09/408,020, filed September 29, 1999. In accordance with 37 CFR §1.97(d), a copy of the reference cited in the parent application is not included in this submission (MPEP §609A(2)); however, for the Examiner's convenience, if requested, Applicants will provide a copy of the reference cited therein.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and reference cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicants believe that no fee is required for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 06-1050. If necessary, please deduct any necessary additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Applicant : Ronald Swanson, et al.
Serial No. : 10/027,801
Filed : December 21, 2001
Page : 3

Attorney's Docket No.: 09010-105005

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 858 678 5070.

Respectfully submitted,

Date: August 30, 2002


Mi K. Kim
Reg. No. 44,830

Fish & Richardson P.C.
4350 La Jolla Village Drive, Suite 500
San Diego, California 92122
Telephone: (858) 678-5070
Facsimile: (858) 678-5099

10210595.doc